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SENATE BILL 1061

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Stuart Ingle

FOR THE CAPITOL BUILDINGS PLANNING COMMISSION

AN ACT

RELATING TO STATE BUILDINGS; EXPANDING THE PLANNING AUTHORITY
OF THE CAPITOL BUILDINGS PLANNING COMMISSION; MAKING
APPROPRIATIONS FOR MASTER PLANNING OF STATE FACILITIES AND FOR
COMPLETING THE STATE LABORATORY FACILITY IN BERNALILLO COUNTY;
DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 15-10-1 NMSA 1978 (being Laws 1997,
Chapter 178, Section 5, as amended) is amended to read:

"15-10-1. CAPITOL BUILDINGS PLANNING COMMISSION
CREATED.--

A. The "capitol buildings planning commission" is
created to study and plan for the long-range facilities needs
of state government in the greater metropolitan areas of Las
Cruces, Santa Fe and Albuquerque. The commission shall review

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1 prior long-range facilities needs assessments and develop an
2 initial master plan for the state facilities in the greater
3 metropolitan areas of Las Cruces, Santa Fe and Albuquerque.
4 After development of the initial master plan, the commission
5 shall conduct a review of state properties throughout the state
6 for the development of an overall master plan.

7 B. The commission shall be composed of four members
8 of the legislature, two from each house, appointed by the New
9 Mexico legislative council, the secretary of general services,
10 the New Mexico staff architect, the secretary of [~~highway and~~]
11 transportation or [~~his~~] the secretary's designee, the [~~state~~]
12 secretary of cultural affairs [~~officer~~] or [~~his~~] the
13 secretary's designee, the secretary of finance and
14 administration or [~~his~~] the secretary's designee, the
15 commissioner of public lands or [~~his~~] the commissioner's
16 designee and the [~~chairman~~] chair of the supreme court building
17 commission or [~~his~~] the chair's designee.

18 C. The legislative council service shall provide
19 staff for the commission in coordination with the staff of
20 the property control division of the general services
21 department.

22 D. The commission shall meet regularly and shall
23 report annually to the legislature on an annual update of the
24 master plan for the long-range facilities needs of state
25 government in the greater metropolitan areas of Las Cruces,

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1 Santa Fe and Albuquerque and throughout the state."

2 Section 2. Laws 2001, Chapter 166, Section 1, as
3 amended by Laws 2004, Chapter 123, Section 6 and by Laws
4 2005, Chapter 320, Section 1, is amended to read:

5 "Section 1. AUTHORIZATION TO ACQUIRE PROPERTY--
6 APPROPRIATION.--

7 A. In order to acquire the following properties
8 for use as state agency offices in Santa Fe county, the
9 property control division of the general services department
10 may:

11 (1) purchase and renovate, equip and furnish
12 the national education association building on South Capitol
13 street;

14 (2) plan, design, construct, equip and
15 furnish a new office building with integrated parking at the
16 west capitol complex on Cerrillos road, pursuant to the
17 design funded by Subsection I of Section 14 of Chapter 118 of
18 Laws 1998, at a price not to exceed twenty-five million
19 dollars (\$25,000,000);

20 (3) purchase and renovate, equip and furnish
21 the public employees retirement association building on Paseo
22 de Peralta; and

23 (4) purchase land within or in close
24 proximity to the public safety campus as set out in the
25 capitol buildings master plan developed by the capitol

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1 buildings planning commission; provided that no land shall be
2 purchased pursuant to this paragraph that does not have, in
3 place, water, sewer, electricity and other necessary
4 infrastructure.

5 B. In addition to the acquisitions authorized in
6 Subsection A of this section, the property control division
7 of the general services department may:

8 (1) in cooperation with the New Mexico
9 legislative council, pursuant to the capitol buildings master
10 plan developed by the capitol buildings planning commission
11 and after review by the commission plan, design, construct
12 and equip a parking structure in the central capitol campus
13 in Santa Fe. Upon completion of the parking structure, the
14 property control division shall transfer the parking
15 structure and associated real estate to the New Mexico
16 legislative council. After the transfer, the legislative
17 council shall operate and maintain the parking structure; and

18 (2) expend [~~up to eighteen million one~~
19 ~~hundred thousand dollars (\$18,100,000) of the~~] net proceeds
20 from state office building tax revenue bonds to acquire land
21 and plan, design, construct and equip a state laboratory
22 facility in Bernalillo county.

23 C. The acquisitions of property pursuant to
24 Subsection A of this section shall be made in the priority
25 order listed in that subsection. Purchases authorized in

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1 Paragraphs (1), (2) and (4) of Subsection A of this section
2 shall be made at a price not to exceed the value of the
3 property established by the taxation and revenue department
4 using generally accepted appraisal techniques for the type of
5 property purchased. The purchase authorized in Paragraph (3)
6 of Subsection A of this section shall be made at a price
7 negotiated with the retirement board of the public employees
8 retirement association that is not less than the fair market
9 value of the property and building."

10 Section 3. Laws 2001, Chapter 166, Section 2, as
11 amended by Laws 2004, Chapter 123, Section 7 and by Laws
12 2005, Chapter 320, Section 4, is amended to read:

13 "Section 2. STATE OFFICE BUILDING TAX REVENUE BONDS--
14 AUTHORIZATION--CONTINGENCY.--

15 A. The New Mexico finance authority may issue and
16 sell state office building tax revenue bonds in compliance
17 with the State Building Bonding Act in a total amount not to
18 exceed seventy-five million dollars (\$75,000,000) when the
19 director of the property control division of the general
20 services department certifies to the authority that the
21 proceeds from the state office building tax revenue bonds are
22 needed for one or more of the purposes specified in Laws
23 2001, Chapter 166, Section 1, as amended by [~~Section 1 of~~
24 ~~this 2005 act~~] Section 2 of this 2007 act. The authority
25 shall schedule the issuance and sale of the bonds in the most

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1 expeditious and economical manner possible. Except as
2 provided in [~~Subsection C~~] Subsections C and D of this
3 section, net proceeds from the sale of the bonds are
4 appropriated to the property control division of the general
5 services department for expenditure in fiscal year 2001 and
6 subsequent fiscal years for the purposes specified in Laws
7 2001, Chapter 166, Section 1, as amended by [~~Section 1 of~~
8 ~~this 2005 act~~] Section 2 of this 2007 act.

9 B. The New Mexico finance authority may also
10 issue and sell additional state office building tax revenue
11 bonds in compliance with the State Building Bonding Act in a
12 total amount not to exceed fifteen million dollars
13 (\$15,000,000) when the director of the property control
14 division of the general services department certifies to the
15 authority that the proceeds from the state office building
16 tax revenue bonds are needed for one or more of the purposes
17 specified in Laws 2001, Chapter 166, Section 1, as amended by
18 [~~Section 1 of this 2005 act~~] Section 2 of this 2007 act. The
19 authority shall schedule the issuance and sale of the bonds
20 in the most expeditious and economical manner possible. Net
21 proceeds from the sale of the bonds are appropriated to the
22 property control division of the general services department
23 for expenditure in fiscal year 2005 and subsequent fiscal
24 years for the purposes specified in Laws 2001, Chapter 166,
25 Section 1, as amended by [~~Section 1 of this 2005 act~~] Section

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1 2 of this 2007 act.

2 C. Two hundred fifty thousand dollars (\$250,000)
3 of the proceeds from the bonds issued pursuant to Subsection
4 A of this section are appropriated to the legislative council
5 service for expenditure in fiscal years 2004 through 2008 for
6 the purpose of providing funding for the capitol buildings
7 planning commission, master planning process for state
8 facilities and for annual updates to master plans, but
9 excluding any payments for salaries, benefits and costs of
10 state employees. Any unexpended or unencumbered balance
11 remaining at the end of fiscal year 2008 shall revert to the
12 state building bonding fund.

13 D. Three hundred fifty thousand dollars
14 (\$350,000) of the proceeds from the bonds issued pursuant to
15 Subsection A of this section are appropriated to the
16 legislative council service for expenditure in fiscal years
17 2007 through 2009 for the purpose of providing funding for
18 the capitol buildings planning commission, master planning
19 process for state facilities and annual updates to master
20 plans, but excluding any payments for salaries, benefits and
21 costs of state employees. Any unexpended or unencumbered
22 balance remaining at the end of fiscal year 2009 shall revert
23 to the state building bonding fund."

24 Section 4. APPROPRIATION--STATE LABORATORY.--Sixteen
25 million dollars (\$16,000,000) is appropriated from the

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1 general fund to the property control division of the general
2 services department for expenditure in fiscal years 2007
3 through 2011 for the purpose of acquiring land and planning,
4 designing, constructing and equipping the state laboratory
5 facility in Bernalillo county. Any unexpended or
6 unencumbered balance remaining at the end of fiscal year 2011
7 shall revert to the general fund.

8 Section 5. EMERGENCY.--It is necessary for the public
9 peace, health and safety that this act take effect
10 immediately.

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